REPLY TO ATTENTION OF

DEPARTMENT OF THE ARMY 104th AREA SUPPORT GROUP Unit 20193, Box 0001 APO AE 09165

IMEU-HAN-ZB 7 June 2005

MEMORANDUM FOR

Commander 221st BSB (IMEU-WSB-ZA), APO AE 09096 Commander 222nd BSB (IMEU-BMH-ZA), APO AE 09034 Commander 284th BSB (IMEU-GSS-ZA), APO AE 09169

SUBJECT: Standard Operating Procedure (SOP) for Collecting Funds for Loss, Damage, or Destruction to Government Property

1. REFERENCES:

- a. AR 735-5, Policies and Procedures for Property Accountability, 28 February 2005.
- b. Section 2775, Title 10, United States Code (10 USC 2775), 6 January 2003.
- c. USAREUR Regulation 690-62, US Forces Claims Against Local National Employees in Germany, 9 July 1987.
- 2. APPLICABILITY: This standard operating procedure applies to all personnel within the 104th ASG and its subordinate organizations.
- 3. Garnishment of wages after assessment of financial liability for Loss, Damage, or Destruction (LDD) to government property has been determined for:
 - a. Department of the Army Civilians (DACs):
 - (1) Required:
- (a) Liability is limited to 1/12 of their annual pay, some exceptions may apply (Housing: in the event gross negligence or willful misconduct of the occupant or gross negligence or intentional misconduct of the sponsors dependents, guests or pets is determined for the LDD to military housing the sponsor is liable for the full amount of the LDD).
- (b) Must allow 30 calendar days to elapse from the date notification of assessment of financial liability has been mailed or hand delivered to the respondent before collection efforts may begin.
- (c) A cover sheet with all information regarding request to include statement requesting money to be taken from civilian's pay including social security number (SSN).
- (d) DD Form 2481 (Request for Recovery of Debt due to the United States by Salary Offset) signed by Commander on form select 1 for # of installments and obtain/provide appropriate fund site information from DRM.

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SUBJECT: Standard Operating Procedures for Collecting Funds for Loss, Damage, or Destruction to Government Property

- (e) DD Form 200 (Financial Liability Investigation of Property Loss) with all exhibits to include OSJA review and all respondent documentation if any.
- (2) Submit information certified, return receipt, through U.S. Postal System (retain copy of tracking information and keep on file) to the Financial Accounting Office (FAO); DFAS Charleston, P.O. Box 11805 Charleston, SC 29423-8055, ATTN: INDEBTEDNESS BRANCH.

b. Military personnel:

- (1) Required:
- (a) Liability is limited to one month basic pay, some exceptions may apply (Housing: in the event gross negligence or willful misconduct of the occupant or gross negligence or intentional misconduct of the sponsors dependents, guests or pets is determined for the LDD to military housing the sponsor is liable for the full amount of the LDD).
- (b) Must allow 30 calendar days to elapse from the date notification of assessment of financial liability has been mailed or hand delivered to the respondent before collection efforts may begin.
- (c) A cover sheet regarding request with all information to include statement requesting money to be taken from Soldier's pay (to include SSN).
 - (d) DA Form 200 (Transmittal Record) *required if hand delivering, otherwise disregard.
- (e) DD Form 200 (Financial Liability Investigation of Property Loss) with all exhibits to include OSJA review and all respondent documentation if any.
 - (f) Obtain/provide appropriate fund site information from DRM.
- (2) Submit information to: 39th Finance, Hanau, (322-8805/9466), 39th Finance, Giessen (343-6519), 8th Finance Baumholder (485-6524), 8th Finance Battalion B Detachment, Wiesbaden (337-5563).

c. Local nationals:

- (1) Required:
- (a) Liability is limited to one month basic pay, some exceptions may apply (Housing: in the event gross negligence or willful misconduct of the occupant or gross negligence or intentional misconduct of the sponsors dependents, guests or pets is determined for the LDD to military housing the sponsor is liable for the full amount of the LDD).
- (b) Must serve required notification three months after the date the commander or supervisor first learned of the LDD IAW USAREUR Regulation 690-62 Paragraph 7 (9)
- (c) Must allow 30 calendar days to elapse from the date notification of assessment of financial liability has been mailed or hand delivered to the respondent before collection efforts may begin.

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SUBJECT: Standard Operating Procedures for Collecting Funds for Loss, Damage, or Destruction to Government Property

- (d) A cover sheet regarding request to include statement requesting money to be taken from Local National's pay to include employee identification numbers.
- (e) DD Form 200 (Financial Liability Investigation of Property Loss) with all exhibits to include OSJA review and all respondent documentation if any.
- (2) Submit information via UPS (ensure tracking number is retained and kept on file) to the Office of Defense Cost (local national payroll office):

Aufsichts-und Dienstleistungsdirektion Lohnstelle auslandische Streitkrafte z. Hd. Herrn Michael Wolff Europaallee 7 67657 Kaiserslautern CIV: 0631-8420 (general information)

- 4. Statement of Charges/Cash Collection Voucher: When a Soldier, DAC, or local national admits responsibility for LDD to government property and would like to pay for the LDD or voluntarily pays after assessment of financial liability for LDD (DD Form 200 must be initiated if the value of the LDD exceeds a Soldier or local national's 1 month base pay or 1/12 of a DA civilian's yearly pay).
 - a. Complete DD FORM 362 (Statement of Charges/Cash Collection Voucher).
- b. Soldier, DAC, or local national will physically pay amount due to local Finance Office at 39th Finance, Hanau, (322-8805/9466), 39th Finance, Giessen (343-6519), 8th Finance Baumholder (485-6524), 8th Finance Battalion B Detachment, Wiesbaden (337-5563).
- c. Soldier, DAC, or local national will return receipt to their respective Directorate of Logistics for further processing.
- 5. The point of contact is James Leinberger at DSN 323-2743, CIV 06181-180-2743, E-Mail: james.leinberger@104asg.army.mil.

FOR THE COMMANDER:

Robert Kandler Deputy to the Commander

DISTRIBUTION:

104th ASG, DOL

104th ASG, DOL, LOG EXEC, (IMEU-HAN-LG/GENE SCHENECK)

DEPARTMENT OF THE ARMY ORGANIZATIONAL NAME/TITLE CITY, STATE, AND ZIP CODE

OFFICE SYMBOL (Dote)

MEMORANDUM THRU (Respondent's commander or supervisor)

FOR (Respondent's name, grade and address)

SUBJECT: Financial Liability, Investigation of Property Loss (Number), (\$ Amount)

- You are hereby notified that an approved charge of financial liability has been assessed against you by the United States Government, in the amount of (\$ amount) for the loss of Government property investigated under subject investigation of property loss.
- 2. Your attention is invited to AR 735-5, paragraph 13-4 2 which fats your rights relative to this matter. You have the right to
 - a. Inspect and copy Army records relating to this debt.
 - b. Obtain legal advice relating to the assessment of financial liability per AR 27-3.
- Request reconsideration of the assessment of financial liability. A request for reconsideration can be submitted only on the basis of legal error.
- d. Request a hearing concerning the amount of the debt, or the terms of any proposed repayment schedule (applies to civilian employees only). A request for hearing will not be considered until after a request for reconsideration concerning the existence of the debt has been submitted and denied by the appellate authority. A respondent who wishes to challenge the existence of the debt must do so by submitting a request for reconsideration to the approving authority.
- a. Request remission or cancellation of the indebtedness under the provisions of AR 600-4 (applies to enlisted personnel only). A request for remission or cancellation of the indebtedness will not be considered until respondent has submitted a request for reconsideration and it has been denied by the approval authority and the appellate authority.
 - f. Request extension of the collection period.
- g. Submit an application to the Army Board for Correction of Military Records under the provisions of AR 15-185. Submitting such an application is not proper until other avenues of redress have been exhausted.
 - h. Enter into a written agreement with FACAUSPFO to repay the debt by installment.
- Submission of a request for reconsideration, a hearing, or remission or cancellation of indebtedness, stops all collection action, pending a decision on the request by the appropriate official. These rights are listed in the order in which they should be exercised.
- a. You have thirty calendar days from the date of this memorandum to submit a request for reconsideration. Submit request for reconsideration to: (insert organization title and address).

Enclosure 1: Memo to Respondent Notifying Approval to Asses Liability

OFFICE SYMBOL

SUBJECT: Financial Liability, Investigation of Property Loss (Number), (\$ Amount)

- Should your request for reconsideration be deried, you (applies to divition employees only) have an additional 30 calendar days from the date of the reconsideration derial to submit a request for hearing. Submit request for hearing to: (nsort the organization title and address of the sentiong (FAO).
- c. You (applies to enlisted personnel only) have thiny calendar days from the date of the notification of adverse action resulting from a request for reconsideration to submit a request for remission or cancellation of the Indebtedness. Submit request for remission or cancellation of indebtedness to: (insert organization title and address).
- d. When the rights in paragraph a through clabove have been exercised and you have been notified you are still financially table and must make reimbursement to the Government, you should immediately contact your servicing FAO/USPFO to determine how to avoid possible interest and/or penalty charges if payment is not immediately made.
- e. Should all of these rights be deried, or you fall to exercise one of the rights within the appropriate time frame, your last avenue of redress is to make application to the Army Board for Correction of Military Records (ABCMR). Application to the ABCMR does not stop collection actions.
- Should you have any questions concerning the above rights, you may contact my designated representative (insert name, grade, organization title and address) or the servicing Staff Judge Advocate office.

End Subject Investigation of Property Loss Approving Authority's Signature Block and Signature

OFFICE SYMBOL

1st End

(Date)

THROUGH (Respondent's commander or supervisor)

FOR (Approving Authority's name, grade and address)

I hereby acknowledge receipt of notice of the assessment of financial fability contained in the basic correspondence. I am aware of my rights as listed in the basic correspondence.

Respondent's Signature Block and Signature

*Response from respondent not required if 30 days has elapsed from the day of mailing or hand delivery.

Enclosure 1 (Continued): Memo to Respondent Notifying Approval to Asses Liability

APPENDIX C, SAMPLE NOTIFICATION TO LOCAL NATIONAL EMPLOYEE OF DETERMINATION OF PECUNIARY LIABILITY

(Agency Letterhead)

Office Symbol

SUBJECT:

Pecuniary Liability in the Amount of ₹ 1,980

DA Form 4697 (Report No. 15-83)

THRU:

Commander

85th Civilian Support Group

APO 09888

(Superintendent or Supervisor) 8899th Civilian Support Group

APO 09999

TO:

Mr. Karl-Heinz Schneeberg 8899th Civilian Support Group

APO 09999

- After careful investigation of all available facts, it has been determined that, on 8 February 1983, you drove a US Army vehicle (i.e., truck, utility, 2 1/2 ton) at a speed that exceeded the speed limit by 40 kilometers per hour. As a consequence, you caused an accident that resulted in damages of approximately \$4,000 to the US Forces.
- 2. *You are hereby notified that you are held pecuniarily liable by your employing organization in the amount of € 1,980. This determination of liability is made by authority of the Secretary of the Army and in accordance with USAREUR Regulation 690-62. Details of the findings under which you have been held pecuniarily liable are contained in the DA Form 4697 (Department of Army Report of Survey) file, which is maintained by the chief of your agency and which you may examine.
- 3. Collection of this amount will be made as prescribed in USAREUR Regulation 690-62, paragraph 9.

Authority Line:

(Appropriate Signature Block)

- *NOTE: In the event that notification is given in accordance with basic regulation, paragraph 8c, the following paragraph should be used instead of the paragraph indicated above:
 - 2. You are hereby notified that you are held pecuniarily liable in the amount of approximately £, 2,000 based on substantial evidence that shows you are responsible for the (loss) (damage) (destruction). Details concerning the basis under which you have been held pecuniarily liable may be obtained, through the chief of your agency. from the surveying officer. You will be informed about the exact amount for which you are held pecuniarily liable after completion of the DA Form 4697 (Department of Army Report of Survey) still being processed.

10s. TYPED NAME AND TITLE OF SENDER 11s. TYPED NAME AND TITLE OF SENDER 11s. SIGNATURE OF RECI 12c. TYPE OF MEDIA TRANSMITTED HARD COPY PUNCHED CARDS CASSETTES MICROFILM PHOTO FICHE 13. NUMBER OF BOXES ** IPackages** 14. NUMBER OF ITEMS 15. METHOD OF SHIPMENT COUNTER EXPRESS MAIL REGISTERED 16. SPECIAL INSTRUCTIONS	(YYYYMMDD) TRANSMITTED DL SYMBOL (AR 335-15) DUESTED (When box is checked, sign y to seeder.) ITLE OF RECEIVER				
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EXPRESS MAIL REGISTERED 18. SPECIAL INSTRUCTIONS					
17. TYPE COMPONENT USED. (For magnetically recorded data)					
18. REMARKS					
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	1)				
	±1				
	±1				
	±1				

DA FORM 200, SEP 1998

PREVIOUS EDITIONS ARE OBSOLETE

USAPA V1.00

Enclosure 3: DA Form 200, Transmittal Record

FINANCIAL LIA	BILITY INVEST	IGATION OF PROPERTY	LOSS			
	PRIVACY ACT	STATEMENT				
AUTHORITY: 10 USC 2775; DoD Directive 7200.1 PRINCIPAL PURPOSEISI: To officially report the fa- circumstances supporting the assessment of finance the loss, damage, or destruction of DoD-controlled purpose of soliciting the SSN is for positive identific	cts and liel charges for property. The	ROUTINE USE(5): None. DISCLOSURE: Voluntery: circumstances under which destroyed may be consider an individual will be held file.	the property was lo ed with other factor	st, damaged, or		
	ON NUMBER		3. DATE LOSS DISCOVERED			
A. NATIONAL STOCK NO. 5. ITEM DESCRIPTION		6. QUANTITY	7. UNIT COST	8. TOTAL COST 0.00		
CIRCUMSTANCES UNDER WHICH PROPERTY WI (Attach additional pages as necessary)	AS (X one)	Lost	DAMAGED	DESTROYED		
10. ACTIONS TAKEN TO CORRECT CIRCUMSTANCE pages as necessary)	ES REPORTED IN B	LOCK 9 AND PREVENT FUTUR	E OCCURRENCES (Attach additional		
11. INDIVIDUAL COMPLETING BLOCKS 1 THROUGH	I 10		www.u.u.u.u.u.u.u.u.u.u.u.u.u.u.u.u.u.u			
a. ORGANIZATIONAL ADDRESS (Unit Designation, Office Symbol, Base, State/Country, Zip Code)	b. TYPED NAME	(Last, First, Middle Initial)	E. DSN	NUMBER		
	d. SIGNATURE		e. DAT	ESIGNED		
12. (X ane) RESPONSIBLE OFFICER (PROPE a. NEGLIGENCE OR ABUSE EVIDENT/ SUSPECTED (X ane) YES NO E. ORGANIZATIONAL ADDRESS (Unit Designation)	IMENDATIONS	(Last, First, Middle Initial)	ORITY (SUPPLY SYS	NUMBER		
Office Symbol, Base, State/Country, Zip Code)	I. SIGNATURE		g. DAT	g. DATE SIGNED		
13. APPOINTING AUTHORITY	L					
a. RECOMMENDATION b. COMMENTS/RATION (X one)	VALE			NCIAL LIABILITY CER APPOINTED 201		
DISAPPROVE						
d. ORGANIZATIONAL ADDRESS (Linit Designation. Office Symbol, Base, State/Country, Zip Code!	e. TYPED NAME	it ast. First, Middle Initiali	r. DSN NUMBER			
	g. SIGNATURE		b. DAT	h. DATE SIGNED		
14. APPROVING AUTHORITY	L					
RECOMMENDATION b. COMMENTS, RATION (X one) APPROVE DISAPPROVE	NALE		COM	AL REVIEW IPLETED IF UIRED (X one) NO N/2		
d. ORGANIZATIONAL ADDRESS (Unit Designation,	e. TYPED NAME	(Last, First, Middle Initial)	f. DSN	NUMBER		
Office Symbol, Base, State/Country, Zip Codes	g. SIGNATURE		h. DAT	E SIGNED		

Enclosure 4: DD Form 200, Financial Liability Investigation of Property Loss

15, FINANCIAL LIABILITY OFFICER		
8. FINDINGS AND RECOMMENDATIONS (Attach a	iditional pages as necessary)	
b. DOLLAR AMOUNT OF LOSS	c. MONTHLY BASIC PAY	d. RECOMMENDED FINANCIAL LIABILITY
		l communication
e. ORGANIZATIONAL ADDRESS (Unit Designation, Office Symbol, Base, State/Country, Zip Code)	f. TYPED NAME (Last, First, Middle Initial)	g. DSN NUMBER
	L DAYS OF OOD CUDINGTED TO ADDOUGH	NG DAYE ASPONITES
	h. DATE REPORT SUBMITTED TO APPOINT AUTHORITY (YYYYMMO)	NG I. DATE APPOINTED
		k. DATE SIGNED
	I SIGNATURE	A. DATE SIGNED
TE INDUDUAL CHARGES	L	
16. INDIVIDUAL CHARGED A. I HAVE EXAMINED THE FINDINGS AND RECOM	MENDATIONS OF THE CINALICIAL HARMITY	SEECER AND /Y prior
	Oo not intend to make such a statemen	
Submit the attached statement of objection. b. I HAVE BEEN INFORMED OF MY RIGHT TO LEGA	A	
c. ORGANIZATIONAL ADDRESS (Unit Designation,		e. SOCIAL SECURITY
Office Symbol, Base, State/Country, Zip Cade)	a management	NUMBER
	g SIGNATURE	h: DATE SIGNED
1, OSN NUMBER	y vonatore	7
II MARI NUMBER		
*3. ACCOUNTABLE OFFICES	<u> </u>	
17. ACCOUNTABLE OFFICER 9. DOCUMENT NUMBERISH USED TO ADJUST PRO	PERTY RECORD	
S. DOCUMENT NUMBERISH DAED TO ADJUST PRO	OUT OF SHANNING	
b. ORGANIZATIONAL ADDRESS (Unit Designation,	e. TYPED NAME (Last, First, Middle Initial)	d. DSN NUMBER
Office Symbol, Base, State/Country, Zp Code)	Service (Cost, Crost, magnitude)	
= ===================================	e SIGNATURE	f. DATE SIGNED
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	Contract and the contra	

Enclosure 4 (Continued): DD Form 200, Financial Liability Investigation of Property Loss

REQU	JEST FOR		ERY OF		DUE THE UNITED S FSET	TATES				
1. PAYING AGENCY IDENTIFICATION				2. EMPLOYEE IDENTIFICATION						
NAME					ME part from Made entray					
D. ABORESS (Since). City, State and Eu Cody			b. ADDRESS (Sorrer, City, State and Zar Cital)							
				c. DAT	E OF BIRTH	d. SOCIAL	SECURITY N	UMBER		
To liquidate a debt to the Unit from the current pay of the et to the address shown below.	ed States mployee io	, the na dentified	med Cri I above	editor C . Notic	omponent asks tha es and inquiries co	t the debt be o	collected as ebt should	shown be sent		
3. DEBT INFORMATION										
a REASON FOR DEBT										
b. DATE RIGHT TO COLLECT ACCRUED				c. DEB	T IDENTIFICATION NUM	HER, IF ANY				
ORIGINAL DEBT AMOUNT \$			e. NUI	MBER OF INSTALLMENT	s @ (1)	Amount (2)				
f. INTEREST DUE	\$						\$	0.00		
g PENALTY DUE	\$						\$	0.00		
H. ADMINISTRATIVE COST System when WAY	s									
TOTAL COLLECTION TO BE MADE	parents	301WELPE	0.00	j. CON	IMENCE DEDUCTIONS (ON street daws				
4. DUE PROCESS of applicable from and able	every date acts	in zakon in C	polyetne (1) or	X Column (25 or (3) and attack actinomists	contra a comme)				
ASTR. CRACE	Date Azinn Faken (1)	Advision and exceptions (2)	Convert (3)	- A		Date Action Tonton (11)	Acanoni edjement (2)	Comment (3)		
a CREDITOR COMPONENT 30 DAY SALARY OFFSET NOTICE				Ú	, HEARING HELD					
b. EMPLOYEE DID NOT RESPOND (Consent assumed)					COMPONENT	TOR				
C. EMPLOYEE REQUESTED A HEARING					OTHER Conviy)					
I certify the following: (1) The debt identified aboshown; (2) This Agency's regulation Management; and (3) The information concert	ons implen	nenting	5 U.S.C	. 5514	have been approve	d by the Office	of Person			
5. CREDITOR COMPONENT INFORMATI	ON									
a. NAME				5. APPROPRIATION/FUND (1) Title			(2) Symbol No			
C. ADDRESS (Smart Cay State and Eq. Code)	•						1			
				The second of the second	BURSING OFFICER TO ITEM FAST Made Paled		(2) Symbol	No		
e. CERTIFYING OFFICIAL (1) Signature							(2) Date Si	jned		
(3) Tatle							1,0,4	me Number		

DD Form 2481, APR 86

DD Form 2481 REQUEST FOR RECOVERY OF DEBT DUE THE UNITED STATES BY SALARY OFFSET

(Debt Claim Form)

AUTHORITY: DoD Instruction 7045.18

GUIDELINES FOR USE OF FORM

The information requirements for this form are rather obvious and with the exception of entry 3.e., the information can be obtained from the records of the Creditor Component. The Creditor Component must rely on the Agency's cooperation and assistance in ascertaining a debtor's disposable pay. We recommend that DoD Components contact the Paying Agency to get the amount of disposable pay, compute the appropriate proposed installment payments and include the computed amount in the final demand notice to the debtor. This will ensure that the proposed installment payments are correct and assist the debtor in making a judgment on whether to challenge the amount of the proposed installment deduction.

This debt claim form has been designed primarily for requesting recovery of a debt by salary offset and certifying that due process has been completed when a debtor has not: responded to a demand for payment; requested a hearing; or refuted the Creditor Component's proposed installment deductions.

Regulations limit installment payments to 15 percent of a debtor's disposable pay, unless the debtor has authorized a larger amount to be withheld. The Creditor Component is required to designate on the debt claim form the number of installments and the amount of each installment when requesting offset from the Paying Agency. However, if the Creditor Component has not been successful in obtaining a debtor's disposable pay, entry 3.e. may be completed by including the words, "15 percent of disposable pay." In this case, entry 3.i. would be left blank.

DD Form 2481, APR 86

Enclosure 5 (Continued): DD Form 2481, Request for Recovery of Debt due the US by Salary Offset

							1	. DATE		
STATEMENT OF CHARGES/CASH COL					TION VOU	CHER	2	DOCUMENT/VO	UCHER NUMBER	
3. CRGANI	ZATION				4. STA	TION				
5. DISBURSING OFFICE COLLECTION 6. DISBURSING VOUCHER NUMBER			NG STA	IG STATION SYMBOL NUMBER 7.			OUNTING CLASS	FICATION		
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	ACTION (Select DEDUCTION	onej					1			
a. FATRUL	DEDUCTION		ь. CASH CCLI	LECTIO	14		c. GRAN	ID TOTAL \$0.00		
I certify to a. An audis che b. An af c. An ag	that my signature sthorization to rece scked, I am remitti firmation that the	ing debt in cash, articles are not no 1 to the appropriate	the indebtedness in my posses	ssion.	ec.ac.ixeaxisevo				. If cash sollection	
d. RANK/ GRADE	e NAME (LAST,	, First, Middle Initie	eti.		AUSE FOR	h. SIGNATI	JRE		i. AMOUNT	
	f. SOCIAL SECU	RITY NUMBER		1	SOFIEL					
The statements hereon are complete and correct. All damaged property has been disposed of in accordance with current directives and the charges have been computed in accordance with the provisions of AR 735-5, Appendix B.			action below.			nd total ha priate pay nd forward	has been (FAC) check the appropriate			
a. DATE	1	E BLOCK/SIGNATU	RE	b. Remitted through cach collection. c. DATE d. SIGNATURE BLOCK/SIGNATURE						
New TOTAL SALE			-2-0 -7				and the second second second	осторност (1 дверхня про С. двер в 2 двер. 3		
D FORM	362, JUL 93		Prev	vous ec	iition may be	Used			Farat	

Enclosure 6: DD Form 362, Statement of Charges/Cash Collection Voucher